IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.

CRIMINAL APPLICATION NO.8391 OF 2005

The State of Maharashtra : Applicant.

versus

Manoj Kallappa Parshetti : Respondent.

Dr.F.R.Shaikh, APP, for the State.

CORAM : D.G.DESHPANDE

SMT.NISHITA MHATRE, JJ.

DATED : JUNE 25, 2007.

P.C.

1. Heard the learned APP for the State. This is an application for cancellation of bail granted to the accused. This application is served upon the accused. Nobody is present for him. The bail was granted to this applicant/accused by the Division Bench of this Court, comprising of Justice Mhase and Justice Mohta, on 9th December 2004. However, as per the

affidavit filed along with this application, after the accused was released on bail, he started residing in the same locality where the complainant and witnesses were residing and then he started giving threats to those witnesses to life. Twice he was arrested and on the basis of complaint filed against him, he was also kept in police custody. Looking to these allegations, supported by the affidavit and the fact that in spite of service of this application, the accused has not cared to remain present or engage any advocate to oppose this application, We allow this application as per prayer (2). Bail granted by this Court in Criminal Application No.4147 of 2004 in Appeal No.1092 of 2004 vide order dated 09.12.2004 is cancelled. As a result, the police have right, authority, powers to take the accused in their custody, pending the State appeal. This application is disposed off accordingly.

[SMT.NISHITA MHATRE, J] **[D.G.DESHPANDE,J]**